

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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In re

EMPIRE GENERATING CO, LLC, et al.,

Debtors.

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ASSF IV AIV B HOLDINGS III, L.P.; AEIF

TRADE LLC; SPT INFRASTRUCTURE

FINANCE SUB-1, LLC; and SPT

INFRASTRUCTURE FINANCE SUB-2, LTD.,

Appellants,

Lead Case

19 **CIVIL** 5721 (CS)

Consolidated Action

19 **CIVIL** 5744 (CS)

-against-

JUDGMENT

EMPIRE GENERATING CO, LLC; EMPIRE
GEN HOLDCO, LLC; EMPIRE GEN
HOLDINGS, LLC; and TTK EMPIRE POWER,
LLC,

Appellees.

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BLACK DIAMOND CAPITAL
MANAGEMENT, L.L.C.,

Intervenor..

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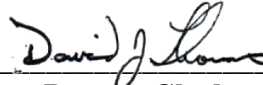
It is, **ORDERED, ADJUDGED AND DECREED:** That for the reasons stated in the Court's Opinion and Order dated March 23, 2020, Appellants' motion for leave to appeal the Bid Procedure Order is denied; The Bankruptcy Court's RSA Order is affirmed in all respects; accordingly, Case Nos.19-CV-5721 and 19-CV-5744 are closed.

Dated: New York, New York
March 24, 2020

RUBY J. KRAJICK

Clerk of Court

BY:



Deputy Clerk